

5.08.010 - Animals running at large and creating nuisances.

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A. No person owning or having the control of any animal shall permit such animal to stray or run at large upon any public street or other public place or upon any private place or property or common area of any planned unit development, cluster, townhouse, or condominium project without the consent of the owner or person in control thereof.

B. No person owning or having the control of any animal shall permit such animal to do any of the following:

1. Defecate or urinate on private properties in the neighborhood or community (other than that of the owner or the person having the control of the animal);
2. Defecate or urinate on public property without immediately cleaning or removing the excrement to a proper receptacle;
3. Permit the animal to obstruct the reasonable and comfortable use of property in any neighborhood or community by chasing vehicles, molesting passersby, barking, howling, baying, or making any other noise;
4. Permit unsanitary conditions to exist on the premises where such animal is kept which would cause odor, attract flies or vermin, or otherwise be injurious to the public health and safety, or indecent, or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property by the neighborhood, community, or persons; or
5. Suffer, permit or allow any dog to commit any act described in [Section 5.08.060](#) of this chapter.

C. The animal control officer may seize and impound any animal causing a public nuisance.

D. A violation of this section is hereby declared to be a public nuisance.

E. Any private person may maintain an action under Section 3493 of the Civil Code of the state for the enforcement of this section declaring certain acts a public nuisance if such acts are specially injurious to such person.

F. The owner or person having the control of any dog shall keep such dog confined to his or her own premises or shall keep such dog under physical restraint by means of a leash not to exceed six feet in length, except:

1. Guide dogs for the blind or deaf while performing their duties;
2. Dogs participating in field or obedience trials or exhibitions;
3. Dogs assisting their owner or handler in legal hunting or in the herding of livestock;
4. Dogs assisting a security guard or assisting a peace officer engaged in law enforcement activities; and
5. Dogs being trained for any of the purposes set forth in this subsection on private land with permission of the landowner, so long as such dogs are under the direct control of such individuals to assure that they do not violate any other provision of law.

(Prior code § 5-1.106)